

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date:

January 29, 2002

By:

James J. Mahony

PATENT

Packet No. 54600.8183.US06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Reyes, *et al.*

SERIAL NO.: 09/851,410,

FILED: May 7, 2001

FOR: DNA SEQUENCES OF ENTERICALLY
TRANSMITTED NON-A/NON-B
HEPATITIS VIRAL AGENT

EXAMINER: Unknown

ART UNIT: 1634

Response to Notice to File Missing
Parts of Application

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. In response to the Notice to File Missing Parts mailed October 29, 2002 (copy enclosed), applicant submits the following:

- ☒ A Petition for 1-Month Extension of Time
- ☒ A substitute specification

2. Conditional Petition for Extension of Time

Applicant petitions for an Extension of Time if necessary for timely filing of this Response.

3. Fee Payment

- ☒ Copies of 4 Inventor Declarations from parent Application No. 08/279,823 were filed along with the original application on May 7, 2001, therefore no late filing surcharge for the Declaration is believed to be due.

- ☒ The filing fee has been calculated taking into account the Preliminary Amendment filed August 7, 2001 as follows:

For:	(Col. 1) No. Filed	(Col. 2) No. Extra	Small Entity			Other Than a Small Entity	
			Rate	Fee		Rate	Fee
Basic Fee				\$370.00	or		\$740.00
Total Claims	17 - 20	0	x \$ 9 =	\$	or	0 x \$ 18 =	\$
Independent Claims	1 - 3	0	x \$42 =	\$	or	0 x \$ 84 =	\$
<input type="checkbox"/> Multiple Dependent Claim Presented			- \$140 =	\$	or	- \$280 =	\$
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2			TOTAL	\$	or	TOTAL	\$740.00

- ☒ Please charge \$850.00 in payment of the basic filing fee (\$740.00) and the 1-month extension fee (\$110.00) to Deposit Account No. 50-0665; this paper is provided in triplicate.
- ☒ Please charge any underpayment for timely filing of this Response to Deposit Account No. 50-0665.

Respectfully submitted,



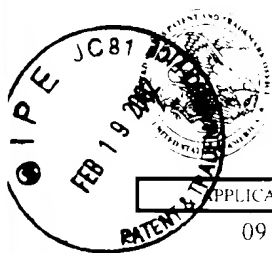
Larry W. Thrower
Registration No. 47,994

Date: 1-27-02

Correspondence Address:

Customer No. 22918
Phone: (650) 838-4300

COPY OF PAPERS
ORIGINALLY FILED



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20590
www.uspto.gov

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09 851,410	05 07 2001	Gregory R. Reyes	4600-0183 26

22918
IOTA PI LAW GROUP
350 CAMBRIDGE AVENUE SUITE 250
P O BOX 60850
PALO ALTO, CA 94306-0850

CONFIRMATION NO. 2902
FORMALITIES LETTER



OC000000006982200

Date Mailed: 10/29/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

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An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1032
 - \$72 for 4 total claims over 20
 - \$960 for 12 independent claims over 3
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter
- The balance due by applicant is \$ 1872.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below

The required item(s) identified below must be timely submitted to avoid abandonment.

- A substitute specification in compliance with 37 CFR 1.52 because
 - Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*

A copy of this notice MUST be returned with the reply.

09851410
00000050 500665
01 FC:101 40.00 CH
02 FC:105 130.00 CH

Q
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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